

1 CHARLENE M. MORROW (CSB NO. 136411)
cmorrow@fenwick.com
2 VIRGINIA K. DEMARCHI (CSB NO. 168633)
vdemarchi@fenwick.com
3 FENWICK & WEST LLP
Silicon Valley Center
4 801 California Street
Mountain View, CA 94041
5 Telephone: (650) 988-8500
Facsimile: (650) 938-5200

6 Attorneys for Plaintiff
7 JOBY PHOTO, INC.

8 MICHAEL O. WARNECKE (IL Bar No. 2942291)
mwarnecke@perkinscoie.com
9 DEBRA R. BERNARD (IL Bar No. 619217)
dbernard@perkinscoie.com
10 PERKINS COIE LLP
131 S. Dearborn Street, Suite 1700
11 Chicago, IL 60603-5559
Telephone: (312) 324-8587
12 Facsimile: (312) 324-9587

13 JASON YURASEK (CSB No. 202131)
jyurasek@perkinscoie.com
14 PERKINS COIE LLP
Four Embarcadero Center, Suite 2400
15 San Francisco, CA 94111-4131
Telephone: (415) 344-7021
16 Facsimile: (415) 344-721

17 Attorneys for Defendant
18 TOCAD AMERICA, INC.

19 UNITED STATES DISTRICT COURT
20 NORTHERN DISTRICT OF CALIFORNIA
21 SAN FRANCISCO DIVISION
22

23 JOBY PHOTO, INC.,

24 Plaintiff,

25 v.

26 TOCAD AMERICA, INC.,

27 Defendant.
28

Case No. 3:07-CV-06455 (SI)

CONSENT JUDGMENT

1
2 Plaintiff Joby Photo, Inc. ("Joby") and defendant Tocad America, Inc. ("Tocad"), by and
3 through their counsel, hereby stipulate to entry of this Consent Judgment:

4 1. Tocad will not create, produce, distribute, ship, import, sell, advertise, market or
5 promote its existing FlexPod line of camera support products (including those sold under other
6 brand names) after May 30, 2008.

7 2. Tocad will not create, produce, ship or import its existing FlexPod Plus line of
8 camera support products (including those sold under other brand names) after May 30, 2008.

9 3. Tocad represents that as of July 25, 2008 Tocad has 20,000 FlexPod Plus units in
10 inventory and once this inventory is depleted, Tocad will not distribute, sell, advertise, market or
11 promote its existing Flexpod Plus units.

12 Dated: August 22, 2008

FENWICK & WEST LLP

13
14 By: /s/ Kimberly I. Culp
Kimberly I. Culp

15
16 Attorneys for Plaintiff
JOBY PHOTO, INC.

17 Dated: August 22, 2008

PERKINS COIE LLP

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19
20 By: /s/ Michael O. Warnecke
Michael O. Warnecke

21 Attorneys for Defendant
22 TOCAD AMERICA, INC.

23 IT IS SO ORDERED.

24
25
26 Date: _____



Honorable Susan Illston
United States District Judge

ATTESTATION

I, Kimberly I. Culp, attest that concurrence in the filing of this document has been obtained by Michael O. Warnecke, counsel for Defendant Tocad America, Inc.

I declare under penalty of perjury that the foregoing is true and correct. Executed this 22nd day of August, 2008 in Mountain View, California.

/s/ Kimberly I. Culp
Kimberly I. Culp

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FENWICK & WEST LLP
ATTORNEYS AT LAW
MOUNTAIN VIEW